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PATENT  
10/031777

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: SPIEGEL-3

In re Application of:	)
PASQUALE SPIEGEL & MARGRET SPIEGEL	)
Appl. No.: 10/031,777	)
Int. Appl. No.: PCT/DE00/02437	)
Int. Filing Date: July 24, 2000	)
For: KITCHEN MIXING FAUCET FOR PRODUCING SODA WATER	)

**SUBMISSION IN RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE  
AND DECLARATION OF INVENTOR PURSUANT TO 37 CFR §1.497**

Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as first class mail in an  
envelope addressed to the Assistant Commissioner for  
Patents, Washington, D.C. 20231, on August 16, 2002.  
(Date)

Ursula B. Day  
(Name of Registered Representative)

  
Signature

Aug. 16, 2002  
Date of Signature

02/05/2003 LLANDGRA 00000095 060502 10031777

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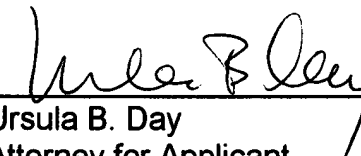
Responsive to the Notification of Defective Response dated July 16, 2002 setting a date of response for one month until August 16, 2002, it was determined that the oath and declaration submitted on June 3, 2002 was defective under Patent Rules 37 CFR § §1.497 (a) and (b) and 1.66 and 1.68, applicant hereby submits herewith the Notice of Defective response together with a declaration pursuant to Rule 1. 497(d)(1) stating that the omission of naming

the inventor Pasquale Spiegel in the international application was without deceptive intent. Since no assignment has been filed, an assignee statement is not needed.

Applicant notes that the Notification of Defective Response was not clear in that the deficiencies were not stated clearly. Applicant has made every effort to comply with the requirement as stated and has solicited information from the division responsible for the formalities. Unfortunately, no one of the five individuals that were attempted to reach were available when contacted. If there are further deficiencies, it is respectfully requested that these are set forth clearly, alternatively applicant requests the undersigned be contacted to resolve any further issues that might arise.

No fee is believed due, however, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted,

By:   
Ursula B. Day  
Attorney for Applicant  
Reg. No: 47,296

Date: August 16, 2002  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/031,777	Margret Spiegel	SPIEGEL-3

Henry M Feiereisen  
350 Fifth Avenue  
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**RECEIVED**  
JUL 22 2002

DIPL.-ING. HENRY M. FEIEREISEN

INTERNATIONAL APPLICATION NO.	
PCT/DE00/02437	
IA. FILING DATE	PRIORITY DATE
07/24/2000	07/23/1999

CONFIRMATION NO. 8388

371 FORMALITIES LETTER



\*OC00000008450127\*

Date Mailed: 07/16/2002

### NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
  - Pasquale Spiegel is not mentioned as an inventor on the published International Application. In addition, I do not have an IB Form 306 indicating any changes in inventorship.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 305-6421

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/031,777	PCT/DE00/02437	SPIEGEL-3

FORM PCT/DO/EO/916 (371 Formalities Notice)